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MCNETT & HENRY LLP**  
PATENT & TRADEMARK ATTORNEYS

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**FEB 23 2007**

**FACSIMILE TRANSMITTAL SHEET**

<b>TO:</b> U.S. Patent and Trademark Office	<b>FROM:</b> Christopher A. Brown
<b>FAX NUMBER:</b> 571.273.8300	<b>DATE:</b> February 23, 2007
<b>YOUR REFERENCE NUMBER:</b> Serial No.: 10/669,764 Inventor: Jeffrey M. Gross et al. Filing Date: Sept. 24, 2003 Examiner/Group Art 3738	<b>TOTAL NO. OF PAGES INCLUDING COVER:</b> 6  <b>SENDER'S REFERENCE NUMBER:</b> 4002-3424/PC889.00  <b>RE:</b> REINFORCED FUSION IMPLANT

☐ URGENT ☒ FOR REVIEW ☐ PLEASE COMMENT ☐ PLEASE REPLY ☐ PLEASE RECYCLE

NOTES/COMMENTS:

**Attached please find:**

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Response to Missing Parts/Incomplete Application	<input type="checkbox"/> Request for Refund
<input type="checkbox"/> Credit Card Form PTO-2038	<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> After Allowance communication to Group
<input checked="" type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Declaration	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Response to Restriction and Election Requirement	<input type="checkbox"/> Copy of Formalities Letter	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After final		<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> With affidavits/declarations	<input type="checkbox"/> Drawings	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Petition	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Petition to Convert to a Provisional Application	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s)	
<input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of:	)	
Jeffrey M. Gross et al.	)	Before the Examiner
	)	Bruce E. Snow
Serial No.: 10/669,764	)	
	)	Group Art Unit 3738
Filed: September 24, 2003	)	
	)	Our Ref.: 4002-3424/PC889.00
REINFORCED FUSION IMPLANT	)	
	)	February 23, 2007

RESPONSE TO RESTRICTION AND ELECTION REQUIREMENT

Commissioner for Patents  
Mail Stop Amendment  
P. O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action dated January 23, 2007, please consider the following.

No fees are believed to be due for consideration of this paper, but if any fees are deemed due, or if any extensions of time are deemed to be necessary, please provide such extensions and charge any such fees to Deposit Account No. 23-3030, but not to include issue fees.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on:

February 23, 2007

Date of Deposit or Transmission

Christopher A. Brown

Name of Registered Representative

Signature

RESPONSE TO RESTRICTION AND ELECTION REQUIREMENT

Serial No. 10/669,764

Attorney Docket: 4002-3424/PC889.00

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